

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop IS-000  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
 or **Fax** (571) 273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590 12/22/2005

Stacey J Longanecker  
 Roylance Abrams Berdo & Goodman LLP  
 1300 19th Street NW  
 Suite 600  
 Washington, DC 20036



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/695,226	10/25/2000	Paul D. Marko	39566	2888

TITLE OF INVENTION: METHOD AND APPARATUS FOR EMPLOYING STORED CONTENT AT RECEIVERS TO IMPROVE EFFICIENCY OF BROADCAST SYSTEM BANDWIDTH USE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$0	\$1400	03/22/2006

EXAMINER	ART UNIT	CLASS-SUBCLASS
PHUNKULH, BOB A	2661	370-535000

## 1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

## 2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. Roylance, Abrams, Berdo  
 Goodman, L.L.P.  
 2.  
 3.

## 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

## (A) NAME OF ASSIGNEE

## (B) RESIDENCE: (CITY and STATE OR COUNTRY)

XM Satellite Radio Inc.

Washington, D.C.

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

## 4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies \_\_\_\_\_

## 4b. Payment of Fee(s):

- ☒ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 18-2220 (enclose an extra copy of this form).

## 5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature Stacey J Longanecker

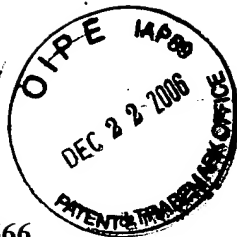
Typed or printed name Stacey J. Longanecker

Date March 21, 2006

Registration No. 33,952

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



39566

PATENT

2.616  
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :  
Paul D. Marko et al. :  
Serial No.: 09/695,226 : Group Art Unit: 2616  
Filed: October 25, 2000 : Examiner: B. Phunkulh  
For: Method and Apparatus for Employing : Confirmation No.: 2888  
Stored Content of Receivers to Improve :  
Efficiency of Broadcast System :  
Bandwidth Use :

**RESPONSE TO NOTICE OF ALLOWANCE AND  
ISSUE FEE(S) DUE**

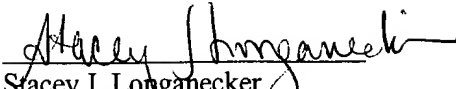
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is being filed in response to the Notice of Allowance and Issue Fee(s) Due mailed December 6, 2006. The issue fee was originally submitted on March 21, 2006 as indicated at Exhibit A. Applicants subsequently received a Notice mailed April 26, 2006 indicating that the application was withdrawn from issue after payment of the issue fee (Exhibit B). An Office Action was issued and a response to same was filed on October 6, 2006 which is referenced in the newly mailed Notice of Allowability. Accordingly, Applicants respectfully request that the previously paid issue fee on March 21, 2006 now be applied to the new Notice of Allowance and Issue Fee(s) Due mailed December 6, 2006 pursuant to the instructions provided with the Notice at Exhibit B.

Appln. No. 09/695,226  
Response to Notice of Allowance  
And Issue Fee(s) Due dated December 22, 2006

Respectfully submitted,

  
Stacey J. Longanecker  
Attorney for Applicants  
Reg. No. 33,952

Roylance, Abrams, Berdo & Goodman, L.L.P.  
1300 19<sup>th</sup> Street, N.W., Suite 600  
Washington, D.C. 20036  
(202) 659-9076

Dated: 22 December, 2006

Due Date: 22 March 2006

Today's Date: 22 March 2006


USSN/USP: 09/695,226

RABG File No.: 39566 SJL/jhp

In Re: MARKO, Paul D. et al.,

For: METHOD AND APPARATUS FOR EMPLOYING STORED CONTENT OF RECEIVERS  
TO IMPROVE EFFICIENCY OF BROADCAST

The following was received in the U.S. Patent and Trademark Office on the date stamped  
hereon:

- 
- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Check for \$1400.00  | <input type="checkbox"/> Maintenance Fee   |
| <input type="checkbox"/> Specification (___ Pgs.)  | <input type="checkbox"/> Brief <input type="checkbox"/> Req. Oral Hearing                    |
| <input type="checkbox"/> PCT Request Form (___ Pgs.)   | <input checked="" type="checkbox"/> Issue Fee Transmittal                                    |
| <input type="checkbox"/> PCT Easy Diskette   | <input type="checkbox"/> Trademark Renewal Appln.  |
| <input type="checkbox"/> Drawings ___ Sheets <input type="checkbox"/> Formal <input type="checkbox"/> Informal | <input type="checkbox"/> Decl. of Use <input type="checkbox"/> 8 <input type="checkbox"/> 15 |
| <input type="checkbox"/> Sequence Listing Part of Description (___ pgs)  | <input type="checkbox"/> Petition to Extend 1 mos.   |
| <input type="checkbox"/> Stmt to Support Seq Listing   | <input type="checkbox"/> Revocation and Power of Attorney                                    |
| <input type="checkbox"/> Information Disclosure Statement  | <input type="checkbox"/> PTO-1449 FORM   |
| <input type="checkbox"/> Trademark Application & ITU Specimens   | <input type="checkbox"/> Copy of PCT General Power of Attorney                               |
| <input type="checkbox"/> Rule 56(d) Appln. <input type="checkbox"/> CPA Appln.                                 | <input type="checkbox"/> Notice of Change of Applnt's Address                                |
| <input type="checkbox"/> Completion of Application   |  |

**ROYLANCE, ABRAMS, BERDO & GOODMAN, L.L.P.**1300 19TH STREET N.W., SUITE 600  
WASHINGTON, DC 20036CITIL, K. F.S.B.  
CITIBANK F.S.B. 1-800-926-1067  
PO BOX 18967  
WASHINGTON, DC 20036-0967PAY  
TO THE  
ORDER OF

March 21, 2006

Commissioner of Patents &amp; Trademarks

\$ \$1,400.00

\*\*\*\*\* One Thousand, Four Hundred &amp; No/100 Dollars

DOLLARS

Commissioner of Patents &amp; Trademarks

P.O. Box 1451  
Alexandria, VA 22313-1451

MEMO

[REDACTED]

[REDACTED] *Harry J. Berdo* MP  
AUTHORIZED SIGNATURE

ROYLANCE, ABRAMS, BERDO &amp; GOODMAN, L.L.P.

39566-1

3/21/2006

XM - Issue - \$1,400

1,400.00

81419

**BEST AVAILABLE COPY**

Check #/Date

81419

3/21/2006

Commissioner of Patents &amp; Trademarks

\$1,400.00

JP

Due Date: 22 March 2006

Today's Date: 21 March 2006

USSN/USP: 09/695,226

RABG File No.: 39566 SJL/jhp

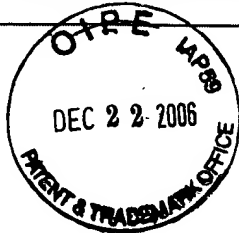
In Re: MARKO, Paul D. et al.,

For: METHOD AND APPARATUS FOR EMPLOYING STORED CONTENT OF RECEIVER  
TO IMPROVE EFFICIENCY OF BROADCASTThe following was received in the U.S. Patent and Trademark Office on the date stamped  
hereon:

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Check for \$1400.00  | <input type="checkbox"/> Maintenance Fee   |
| <input type="checkbox"/> Specification (___ Pgs.)  | <input type="checkbox"/> Brief <input type="checkbox"/> Req. Oral Hearing                    |
| <input type="checkbox"/> PCT Request Form (___ Pgs.)   | <input checked="" type="checkbox"/> Issue Fee Transmittal                                    |
| <input type="checkbox"/> PCT Easy Diskette   | <input type="checkbox"/> Trademark Renewal Appln.  |
| <input type="checkbox"/> Drawings ___ Sheets <input type="checkbox"/> Formal <input type="checkbox"/> Informal | <input type="checkbox"/> Decl. of Use <input type="checkbox"/> 8 <input type="checkbox"/> 15 |
| <input type="checkbox"/> Sequence Listing Part of Description (___ pgs)  | <input type="checkbox"/> Petition to Extend 1 mos.   |
| <input type="checkbox"/> Stmt to Support Seq Listing   | <input type="checkbox"/> Revocation and Power of Attorney                                    |
| <input type="checkbox"/> Information Disclosure Statement  | <input type="checkbox"/> PTO-1449 FORM   |
| <input type="checkbox"/> Trademark Application & ITU Specimens   | <input type="checkbox"/> Copy of PCT General Power of Att.                                   |
| <input type="checkbox"/> Rule 56(d) Appln. <input type="checkbox"/> CPA Appln.                                 |  |



UNITED STATES PATENT AND TRADEMARK OFFICE



Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

Stacey J. Longanecker  
ROYLANCE ABRAMS BERDO & GOODMAN LLP  
1300 19<sup>th</sup> Street NW  
Suite 600  
Washington, DC 20036

MAILED  
26 APR 2006

In re Application Of : WITHDRAW FROM ISSUE  
Paul D. Marko, et al. : FEE PAID  
Application No: 09/695,226 :  
Filed: October 25, 2000 :  
Title: METHOD AND APPARATUS FOR EMPLOYING STORED CONTENT AT RECEIVERS TO  
IMPROVE EFFICIENCY OF BROADCAST SYSTEM BANDWIDTH USE

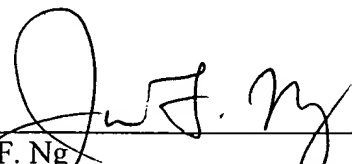
The above-identified application is withdrawn from issue after payment of the issue fee due to the unpatentability of at least one claim. See 37 CFR 1.313(b).

The above-identified application is hereby withdrawn from issue.

The issue fee is refundable upon written request. If, however, the application is again found allowable, the issue fee can be applied toward payment of the issue fee in the amount identified on the new Notice of Allowance and Issue Fee Due upon written request. This request and any balance due must be received on or before the due date noted in the new Notice of Allowance in order to prevent abandonment of the application.

Telephone inquiries should be directed to Wellington Chin at (571) 272-3134.

The above-identified application is being forwarded to the examiner for prompt appropriate action, including notifying applicant of the new status of this application.

  
Jin F. Ng  
Director, Technology Center 2600  
Communications

Doc'd ES File 39566  
Rec'd

APR 26 2006

ROYLANCE, ABRAMS  
BERDO & GOODMAN, L.L.P.  
BY CS